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Attorneys for Defendant
ANDREA NOWAK

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

HOMETRONICS, INC. a Texas corporation

Plaintiff,

vs.

CECIL FRED REACER, an individual,
ELECTRONIC ARCHI-TECHS, INC., a
Nevada corporation, ANDREA NOWAK, an
individual, SHEILA REACER, an individual,
and DOES 1 through 10, inclusive,

Defendants.

Case No. CV 08 1751 JF

**DEFENDANT ANDREA NOWAK'S
ANSWER TO PLAINTIFF'S
COMPLAINT FOR FEDERAL
COPYRIGHT INFRINGEMENT;
FEDERAL UNFAIR COMPETITION IN
VIOLATION OF LANHAM ACT 43(A);
UNFAIR COMPETITION UNDER CAL.
BUS. & PROF. CODE 17200 AND
COMMON LAW UNFAIR
COMPETITION; THEFT OF TRADE
SECRETS; BREACH OF FIDUCIARY
DUTY BY CORPORATE OFFICERS;
BREACH OF CONTRACT; TORTIOUS
INTERFERENCE WITH CONTRACT &
PROSPECTIVE BUSINESS
ADVANTAGE; FRAUD AND DECEIT;
AND CONVERSION**

DEMAND FOR JURY TRIAL

ANSWER

Defendant ANDREA NOWAK, an individual ("Defendant"), answers the complaint
("Complaint") as follows:

PARTIES

1
2 1. Answering the allegations of paragraph 1 of the Complaint, Defendant admits that
3 Plaintiff has alleged this action arises out of federal copyright and trademark law.

4 2. Answering the allegations of paragraph 2 of the Complaint, Defendant admits that
5 Plaintiff has alleged that this court has subject matter jurisdiction over this action.

6 3. Answering the allegations of paragraph 3 of the Complaint, Defendant admits that
7 Plaintiff has alleged additional grounds for subject matter jurisdiction over this Defendant.

8 4. Answering the allegations of paragraph 4 of the Complaint, Defendant admits that
9 Plaintiff has alleged it has personal jurisdiction over all the defendants in this case.

10 5. Answering the allegations of paragraph 5 of the Complaint, Defendant admits that
11 Plaintiff has alleged venue is proper in this District, but Defendant denies that it does business as
12 described in said paragraph and on that basis denies each and every allegation contained therein.

13 6. Answering the allegations of paragraph 6 of the Complaint, Defendant is without
14 sufficient information or knowledge to form a belief as to the truth of the allegations contained in
15 said paragraph, and on that basis denies each and every allegation contained therein.

16 7. Answering the allegations of paragraph 7 of the Complaint, Defendant is without
17 sufficient information or knowledge to form a belief as to the truth of the allegations contained in
18 said paragraph, and on that basis denies each and every allegation contained therein.

19 8. Answering the allegations of paragraph 8 of the Complaint, Defendant is without
20 sufficient information or knowledge to form a belief as to the truth of the allegations contained in
21 said paragraph, and on that basis denies each and every allegation contained therein.

22 9. Answering the allegations of paragraph 9 of the Complaint, Defendant admits
23 that Defendant is a resident of San Francisco, California, but as to the remaining allegations of
24 paragraph 9, Defendant is without sufficient information or knowledge to form a belief as to the
25 truth of the allegations contained in said paragraph, and on that basis denies each and every
26 allegation contained therein.

27 10. Answering the allegations of paragraph 10 of the Complaint, Defendant is without
28

1 sufficient information or knowledge to form a belief as to the truth of the allegations contained in
2 said paragraph, and on that basis denies each and every allegation contained therein.

3 11. Answering the allegations of paragraph 11 of the Complaint, Defendant is without
4 sufficient information or knowledge to form a belief as to the truth of the allegations contained in
5 said paragraph, and on that basis denies each and every allegation contained therein.

6 12. Answering the allegations of paragraph 12 of the Complaint, Defendant denies
7 each and every allegation contained therein.

8 13. Answering the allegations of paragraph 13 of the Complaint, Defendant is without
9 sufficient information or knowledge to form a belief as to the truth of the allegations contained in
10 said paragraph, and on that basis denies each and every allegation contained therein.

11 14. Answering the allegations of paragraph 14 of the Complaint, Defendant is without
12 sufficient information or knowledge to form a belief as to the truth of the allegations contained in
13 said paragraph, and on that basis denies each and every allegation contained therein.

14 15. Answering the allegations of paragraph 15 of the Complaint, Defendant is without
15 sufficient information or knowledge to form a belief as to the truth of the allegations contained in
16 said paragraph, and on that basis denies each and every allegation contained therein.

17 16. Answering the allegations of paragraph 16 of the Complaint, Defendant is without
18 sufficient knowledge or information to know of the alleged rights of Plaintiff, and on that basis
19 denies each and every such allegation.

20 17. Answering the allegations of paragraph 17 of the Complaint, Defendant is without
21 sufficient knowledge or information to form a belief as to the truth of the allegations contained in
22 the said paragraph, and on that basis denies each and every such allegation.

23 18. Answering the allegations of paragraph 18 of the Complaint, Defendant is without
24 sufficient information or knowledge to form a belief as to the truth of the allegations contained in
25 said paragraph, and on that basis denies each and every allegation contained therein.

26 19. Answering the allegations of paragraph 19 of the Complaint, Defendant is without
27 sufficient information or knowledge to form a belief as to the truth of the allegations contained in
28

1 said paragraph, and on that basis denies each and every allegation contained therein.

2 20. Answering the allegations of paragraph 20 of the Complaint, Defendant is without
3 sufficient information or knowledge to form a belief as to the truth of the allegations contained in
4 said paragraph, and on that basis denies each and every allegation contained therein.

5 21. Answering the allegations of paragraph 21 of the Complaint, Defendant is without
6 sufficient information or knowledge to form a belief as to the truth of the allegations contained in
7 said paragraph, and on that basis denies each and every allegation contained therein.

8 22. Answering the allegations of paragraph 22 of the Complaint, Defendant is without
9 sufficient information or knowledge to form a belief as to the truth of the allegations contained in
10 said paragraph, and on that basis denies each and every allegation contained therein.

11 23. Answering the allegations of paragraph 23 of the Complaint, the relationship with
12 Michael Bellum was entirely generated through the contacts and efforts of Defendant, but as to
13 the remaining allegations of paragraph 23, Defendant is without sufficient information or
14 knowledge to form a belief as to the truth of the allegations contained in said paragraph, and on
15 that basis denies each and every allegation contained therein.

16 24. Answering the allegations of paragraph 24 of the Complaint, the relationship with
17 the Light Group was entirely generated through the contacts and efforts of Defendant, but as to
18 the remaining allegations of paragraph 24, Defendant is without sufficient information or
19 knowledge to form a belief as to the truth of the allegations contained in said paragraph, and on
20 that basis denies each and every allegation contained therein.

21 25. Answering the allegations of paragraph 25 of the Complaint, Defendant is without
22 sufficient information or knowledge to form a belief as to the truth of the allegations contained in
23 said paragraph, and on that basis denies each and every allegation contained therein.

24 26. Answering the allegations of paragraph 26 of the Complaint, Defendant is without
25 sufficient information or knowledge to form a belief as to the truth of the allegations contained in
26 said paragraph, and on that basis denies each and every allegation contained therein.

27 27. Answering the allegations of paragraph 27 of the Complaint, Defendant denies
28

1 each and every such allegation.

2 28. Answering the allegations of paragraph 28 of the Complaint, Defendant is without
3 sufficient information or knowledge to form a belief as to the truth of the allegations contained in
4 said paragraph, and on that basis denies each and every allegation contained therein.

5 29. Answering the allegations of paragraph 29 of the Complaint, Defendant is without
6 sufficient information or knowledge to form a belief as to the truth of the allegations contained in
7 said paragraph, and on that basis denies each and every allegation contained therein.

8 30. Answering the allegations of paragraph 30 of the Complaint, Defendant denies
9 each and every allegation contained therein.

10 31. Answering the allegations of paragraph 31 of the Complaint, Defendant denies
11 each and every allegation contained therein.

12 32. Answering the allegations of paragraph 32 of the Complaint, Defendant is without
13 sufficient information or knowledge to form a belief as to the truth of the allegations contained in
14 said paragraph, and on that basis denies each and every allegation contained therein.

15 33. Answering the allegations of paragraph 33 of the Complaint, Defendant denies
16 each and every allegation contained therein.

17 34. Answering the allegations of paragraph 34 of the Complaint, Defendant denies
18 each and every allegation contained therein.

19 35. Answering the allegations of paragraph 35 of the Complaint, Defendant denies
20 each and every allegation contained therein.

21 36. Answering the allegations of paragraph 36 of the Complaint, Defendant is without
22 sufficient information or knowledge to form a belief as to the truth of the allegations contained in
23 said paragraph, and on that basis denies each and every allegation contained therein.

24 37. Answering the allegations of paragraph 37 of the Complaint, Defendant denies
25 each and every allegation contained therein.

26 38. Answering the allegations of paragraph 38 of the Complaint, Defendant admits
27 that business cards were created but Defendant understood that these had been approved by
28

1 Plaintiff. As to the remaining allegations of paragraph 38 and the personal motivations of
2 Reacer, Defendant is without sufficient information or knowledge to form a belief as to the truth
3 of the allegations contained in said paragraph, and on that basis denies each and every allegation
4 contained therein.

5 39. Answering the allegations of paragraph 39 of the Complaint, Defendant is without
6 sufficient information or knowledge to form a belief as to the truth of the allegations contained in
7 said paragraph, and on that basis denies each and every allegation contained therein.

8 40. Answering the allegations of paragraph 40 of the Complaint, Defendant is without
9 sufficient information or knowledge to form a belief as to the truth of the allegations contained in
10 said paragraph, and on that basis denies each and every allegation contained therein.

11 41. Answering the allegations of paragraph 41 of the Complaint, Defendant denies
12 each and every allegation contained therein.

13 42. Answering the allegations of paragraph 42 of the Complaint, admits receipt of a
14 February 2, 1008 letter from Plaintiff (Exhibit K to Complaint), but as to the remaining
15 allegations of paragraph 42, Defendant is without sufficient information or knowledge to form a
16 belief as to the truth of the allegations contained in said paragraph, and on that basis denies each
17 and every allegation contained therein.

18 43. Answering the allegations of paragraph 43 of the Complaint, Defendant is without
19 sufficient information or knowledge to form a belief as to the truth of the allegations contained in
20 said paragraph, and on that basis denies each and every allegation contained therein.

21 44. Answering the allegations of paragraph 44 of the Complaint, Defendant is without
22 sufficient information or knowledge to form a belief as to the truth of the allegations contained in
23 said paragraph, and on that basis denies each and every allegation contained therein.

24 45. Answering the allegations of paragraph 45 of the Complaint, Defendant denies
25 each and every allegation contained therein.

26 46. Answering the allegations of paragraph 46 of the Complaint, Defendant denies
27 each and every allegation contained therein.

1 47. Answering the allegations of paragraph 47 of the Complaint, Defendant is without
2 sufficient information or knowledge to form a belief as to the truth of the allegations contained in
3 said paragraph, and on that basis denies each and every allegation contained therein.

4 48. Answering the allegations of paragraph 48 of the Complaint, Defendant is without
5 sufficient information or knowledge to form a belief as to the truth of the allegations contained in
6 said paragraph, and on that basis denies each and every allegation contained therein.

7 49. Answering the allegations of paragraph 49 of the Complaint, Defendant admits to
8 receipt of the letter but as to the remaining allegations of paragraph 49, Defendant denies each
9 and every allegation contained therein.

10 50. Answering the allegations of paragraph 50 of the Complaint, Defendant admits to
11 receipt of the letter but as to the remaining allegations of paragraph 50, Defendant denies each
12 and every allegation contained therein.

13 51. Answering the allegations of paragraph 51 of the Complaint, Defendant denies
14 each and every allegation contained therein.

15 52. Answering the allegations of paragraph 52 of the Complaint, Defendant denies
16 each and every allegation contained therein.

17 53. Answering the allegations of paragraph 53 of the Complaint, Defendant denies
18 each and every allegation contained therein.

19 54. Answering the allegations of paragraph 54 of the Complaint, Defendant repeats
20 and realleges its answers to paragraphs 1 through 53, inclusive, as though fully set forth herein.

21 55. Answering the allegations of paragraph 55 of the Complaint, Defendant denies
22 each and every such allegation.

23 56. Answering the allegations of paragraph 56 of the Complaint, Defendant denies
24 each and every such allegation.

25 57. Answering the allegations of paragraph 57 of the Complaint, Defendant denies
26 each and every such allegation.

27 58. Answering the allegations of paragraph 58 of the Complaint, Defendant denies
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1 each and every such allegation.

2 59. Answering the allegations of paragraph 59 of the Complaint, Defendant denies
3 each and every such allegation.

4 60. Answering the allegations of paragraph 60 of the Complaint, Defendant repeats
5 and realleges its answers to paragraphs 1 through 59, inclusive, as though fully set forth herein.

6 61. Answering the allegations of paragraph 61 of the Complaint, Defendant is without
7 sufficient information or knowledge to form a belief as to the truth of the allegations contained in
8 said paragraph, and on that basis denies each and every allegation contained therein.

9 62. Answering the allegations of paragraph 62 of the Complaint, Defendant is without
10 sufficient information or knowledge to form a belief as to the truth of the allegations contained in
11 said paragraph, and on that basis denies each and every allegation contained therein.

12 63. Answering the allegations of paragraph 63 of the Complaint, Defendant denies
13 each and every allegation contained therein.

14 64. Answering the allegations of paragraph 64 of the Complaint, Defendant denies
15 each and every allegation contained therein.

16 65. Answering the allegations of paragraph 65 of the Complaint, Defendant denies
17 each and every allegation contained therein.

18 66. Answering the allegations of paragraph 66 of the Complaint, Defendant denies
19 each and every allegation contained therein.

20 67. Answering the allegations of paragraph 67 of the Complaint, Defendant denies
21 each and every allegation contained therein.

22 68. Answering the allegations of paragraph 68 of the Complaint, Defendant repeats
23 and realleges its answers to paragraphs 1 through 67, inclusive, as though fully set forth herein.

24 69. Answering the allegations of paragraph 69 of the Complaint, Defendant denies
25 each and every allegation contained therein.

26 70. Answering the allegations of paragraph 70 of the Complaint, Defendant denies
27 each and every allegation contained therein.

1 71. Answering the allegations of paragraph 71 of the Complaint, Defendant denies
2 each and every allegation contained therein.

3 72. Answering the allegations of paragraph 72 of the Complaint, Defendant denies
4 each and every allegation contained therein.

5 73. Answering the allegations of paragraph 73 of the Complaint, Defendant denies
6 each and every allegation contained therein.

7 74. Answering the allegations of paragraph 74 of the Complaint, Defendant denies
8 each and every allegation contained therein.

9 75. Answering the allegations of paragraph 75 of the Complaint, Defendant denies
10 each and every allegation contained therein.

11 76. Answering the allegations of paragraph 76 of the Complaint, Defendant repeats
12 and realleges its answers to paragraphs 1 through 75, inclusive, as though fully set forth herein.

13 77. Answering the allegations of paragraph 77 of the Complaint, Defendant is without
14 sufficient information or knowledge to form a belief as to the truth of the allegations contained in
15 said paragraph, and on that basis denies each and every allegation contained therein.

16 78. Answering the allegations of paragraph 78 of the Complaint, Defendant denies
17 each and every allegation contained therein.

18 79. Answering the allegations of paragraph 79 of the Complaint, Defendant denies
19 each and every allegation contained therein.

20 80. Answering the allegations of paragraph 80 of the Complaint, Defendant denies
21 each and every allegation contained therein.

22 81. Answering the allegations of paragraph 81 of the Complaint, Defendant repeats
23 and realleges its answers to paragraphs 1 through 80, inclusive, as though fully set forth herein.

24 82. Answering the allegations of paragraph 82 of the Complaint, Defendant is without
25 sufficient information or knowledge to form a belief as to the truth of the allegations contained in
26 said paragraph, and on that basis denies each and every allegation contained therein.

27 83. Answering the allegations of paragraph 83 of the Complaint, Defendant denies
28

1 each and every allegation contained therein.

2 84. Answering the allegations of paragraph 84 of the Complaint, Defendant denies
3 each and every allegation contained therein.

4 85. Answering the allegations of paragraph 85 of the Complaint, Defendant denies
5 each and every allegation contained therein.

6 86. Answering the allegations of paragraph 86 of the Complaint, Defendant repeats
7 and realleges its answers to paragraphs 1 through 85, inclusive, as though fully set forth herein.

8 87. Answering the allegations of paragraph 87 of the Complaint, Defendant is without
9 sufficient information or knowledge to form a belief as to the truth of the allegations contained in
10 said paragraph, and on that basis denies each and every allegation contained therein.

11 88. Answering the allegations of paragraph 88 of the Complaint, Defendant is without
12 sufficient information or knowledge to form a belief as to the truth of the allegations contained in
13 said paragraph, and on that basis denies each and every allegation contained therein.

14 89. Answering the allegations of paragraph 89 of the Complaint, Defendant denies
15 each and every allegation contained therein.

16 90. Answering the allegations of paragraph 90 of the Complaint, Defendant is without
17 sufficient information or knowledge to form a belief as to the truth of the allegations contained in
18 said paragraph, and on that basis denies each and every allegation contained therein.

19 91. Answering the allegations of paragraph 91 of the Complaint, Defendant denies
20 each and every allegation contained therein.

21 92. Answering the allegations of paragraph 92 of the Complaint, Defendant denies
22 each and every allegation contained therein.

23 93. Answering the allegations of paragraph 93 of the Complaint, Defendant is without
24 sufficient information or knowledge to form a belief as to the truth of the allegations contained in
25 said paragraph, and on that basis denies each and every allegation contained therein.

26 94. Answering the allegations of paragraph 94 of the Complaint, Defendant cannot
27 decipher the meaning of the allegations and on that basis denies each and every allegation
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1 therein.

2 95. Answering the allegations of paragraph 95 of the Complaint, Defendant denies
3 each and every allegation contained therein.

4 96. Answering the allegations of paragraph 96 of the Complaint, Defendant repeats
5 and realleges its answers to paragraphs 1 through 95, inclusive, as though fully set forth herein.

6 97. Answering the allegations of paragraph 97 of the Complaint, Defendant is without
7 information or belief as to what Plaintiff believed or assumed and on that basis denies each and
8 ever allegation contained therein.

9 98. Answering the allegations of paragraph 98 of the Complaint, Defendant is without
10 information or belief as to what Plaintiff believed or assumed and on that basis denies each and
11 ever allegation contained therein.

12 99. Answering the allegations of paragraph 99 of the Complaint, Defendant denies
13 each and every allegation contained therein.

14 100. Answering the allegations of paragraph 100 of the Complaint, Defendant denies
15 each and every allegation contained therein.

16 101. Answering the allegations of paragraph 101 of the Complaint, Defendant denies
17 each and every allegation contained therein.

18 102. Answering the allegations of paragraph 102 of the Complaint, Defendant repeats
19 and realleges its answers to paragraphs 1 through 101, inclusive, as though fully set forth herein.

20 103. Answering the allegations of paragraph 103 of the Complaint, Defendant is
21 without information or belief as to what Plaintiff believed or assumed and on that basis denies
22 each and ever allegation contained therein.

23 104. Answering the allegations of paragraph 104 of the Complaint, Defendant denies
24 each and every allegation contained therein.

25 105. Answering the allegations of paragraph 105 of the Complaint, Defendant denies
26 each and every allegation contained therein.

27 106. Answering the allegations of paragraph 106 of the Complaint, Defendant denies
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1 each and every allegation contained therein.

2 107. Answering the allegations of paragraph 107 of the Complaint, Defendant denies
3 each and every allegation contained therein.

4 108. Answering the allegations of paragraph 108 of the Complaint, Defendant denies
5 each and every allegation contained therein.

6 109. Answering the allegations of paragraph 109 of the Complaint, Defendant denies
7 each and every allegation contained therein.

8 110. Answering the allegations of paragraph 110 of the Complaint, Defendant denies
9 each and every allegation contained therein.

10 111. Answering the allegations of paragraph 111 of the Complaint, Defendant denies
11 each and every allegation contained therein.

12 112. Answering the allegations of paragraph 112 of the Complaint, Defendant denies
13 each and every allegation contained therein.

14 113. Answering the allegations of paragraph 113 of the Complaint, Defendant denies
15 each and every allegation contained therein.

16 114. Answering the allegations of paragraph 114 of the Complaint, Defendant denies
17 each and every allegation contained therein.

18 115. Answering the allegations of paragraph 115 of the Complaint, Defendant repeats
19 and realleges its answers to paragraphs 1 through 114, inclusive, as though fully set forth herein.

20 116. Answering the allegations of paragraph 116 of the Complaint, Defendant is
21 without sufficient information or knowledge to form a belief as to the truth of the allegations
22 contained in said paragraph, and on that basis denies each and every allegation contained therein.

23 117. Answering the allegations of paragraph 117 of the Complaint, Defendant is
24 without sufficient information or knowledge to form a belief as to the truth of the allegations
25 contained in said paragraph, and on that basis denies each and every allegation contained therein.

26 118. Answering the allegations of paragraph 118 of the Complaint, Defendant is
27 without sufficient information or knowledge to form a belief as to the truth of the allegations
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1 contained in said paragraph, and on that basis denies each and every allegation contained therein.

2 119. Answering the allegations of paragraph 119 of the Complaint, Defendant is
3 without sufficient information or knowledge to form a belief as to the truth of the allegations
4 contained in said paragraph, and on that basis denies each and every allegation contained therein.

5 120. Answering the allegations of paragraph 120 of the Complaint, Defendant is
6 without sufficient information or knowledge to form a belief as to the truth of the allegations
7 contained in said paragraph, and on that basis denies each and every allegation contained therein.

8
9 **AFFIRMATIVE DEFENSES**

10 **FIRST AFFIRMATIVE DEFENSE**
11 **(Failure to State a Claim)**

12 121. The Complaint and each claim therein, fails to state a claim upon which relief can
13 be granted against Defendant.

14 **SECOND AFFIRMATIVE DEFENSE**
15 **(No Privity of Contract)**

16 122. This answering Defendant was not in privity of contract with the Plaintiff where
17 breach of contract is alleged.

18 **THIRD AFFIRMATIVE DEFENSE**
19 **(Laches)**

20 123. Plaintiff has unreasonably delayed in asserting each and every cause of action, and
21 Defendant has been unjustifiably prejudiced by that delay. Accordingly, Plaintiff is barred by the
22 doctrine of laches from seeking any relief against Defendant.

23 **FOURTH AFFIRMATIVE DEFENSE**
24 **(Waiver, Estoppel, Consent and Ratification)**

25 124. Plaintiff's causes of action are barred by the doctrines of waiver, estoppel, consent
26 and ratification.

FIFTH AFFIRMATIVE DEFENSE
(Innocent Infringer)

125. Defendant's infringement, if any, was innocent and Defendant was an innocent infringer.

SIXTH AFFIRMATIVE DEFENSE
(Set-Off)

126. Plaintiff's recovery, if any, shall be reduced by benefits received by Plaintiff due to referrals made by Defendant including, without limitation, the Light Group.

WHEREFORE, Defendant Andrea Nowak, prays for a judgment and order as follows:

- A. Dismissing with prejudice the entirety of Plaintiff's complaint and each of the causes of action stated therein and ordering that Plaintiff take nothing by its Complaint;
- B. Awarding Defendant its damages, costs, investigative expenses and attorneys' fees in defending this Complaint; and
- C. Awarding Defendant such other and further relief as the Court may determine to be just and proper under the circumstances.

Respectfully submitted,

Dated: May 29, 2008

LAW OFFICES OF LAWRENCE G. TOWNSEND

By: /s/ Lawrence G. Townsend
Lawrence G. Townsend
Attorneys For Defendant ANDREA NOWAK

DEMAND FOR JURY TRIAL

Defendant demands a jury trial for all claims as provided for in Rule 38 of the Federal Rules of Civil Procedure.

Dated: May 29, 2008

LAW OFFICES OF LAWRENCE G. TOWNSEND

By: /s/ Lawrence G. Townsend
Lawrence G. Townsend
Attorneys For Defendant ANDREA NOWAK

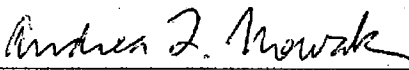
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VERIFICATION

I, Andrea Nowak, declare as follows:

I am a defendant in this case. I have read the attached **DEFENDANT ANDREA NOWAK'S ANSWER TO PLAINTIFF'S COMPLAINT FOR FEDERAL COPYRIGHT INFRINGEMENT; FEDERAL UNFAIR COMPETITION IN VIOLATION OF LANHAM ACT 43(A); UNFAIR COMPETITION UNDER CAL. BUS. & PROF. CODE 17200 AND COMMON LAW UNFAIR COMPETITION; THEFT OF TRADE SECRETS; BREACH OF FIDUCIARY DUTY BY CORPORATE OFFICERS; BREACH OF CONTRACT; TORTIOUS INTERFERENCE WITH CONTRACT & PROSPECTIVE BUSINESS ADVANTAGE; FRAUD AND DECEIT; AND CONVERSION/ DEMAND FOR JURY TRIAL** and know the contents thereof. The contents are true of my own knowledge except as to those matters stated upon information and belief, and as to those matters, I believe them to be true.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed this 29th day of May, 2008, at San Francisco, California.


Andrea Nowak